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1603 Orrington Avenue/Suite 2000  
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 Telephone 847-905-7111  
 Facsimile 847-905-7113

Date: OCTOBER 11, 2004  
 To: EXAMINER ELAMIN, A. L.  
 U.S. PATENT AND TRADEMARK OFFICE  
 (703) 746-7239  
 From: FRANK C. NICHOLAS  
 (847) 424-2521  
 Client/Matter No.: AUS920010149US1 (9000/27)  
 # of Pages: 14  
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# TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Attorney Docket No. AUS920010149US1 (9000/27)

Application Number 09/844,395

Filing Date APRIL 27, 2001

First Named Inventor STEVEN M. FRENCH

Group Art Unit 2116

Examiner ELAMIN, A. I.

## ENCLOSURES (check all that apply)

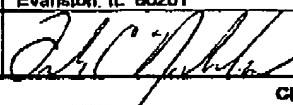
<input checked="" type="checkbox"/> Response to Office Action Dated August 18, 2004	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> After Final	<input type="checkbox"/> Drawings	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Proprietary Information
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<input type="checkbox"/> Petition for Extension of Time Request (dup)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Additional Enclosure(s) (Please identify below).
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Applicant Initiated Interview Request Form	<input type="checkbox"/>
<input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1448, att.	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/>
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Express Abandonment Under 37 CFR 1.138	<input type="checkbox"/>
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Request of Refund	<input type="checkbox"/>
	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed	
	<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.	

## CALCULATION OF FEE

	Claims After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Large Entity	
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Total		Minus		0	x \$8=	0		x \$18=
Indep		Minus		0	x \$44=	0		x \$88=
First Presentation of Multiple Dep. Claim					+\$150=	—		+\$300=
					total add'l fee	\$ 0	total add'l fee	\$ 0

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

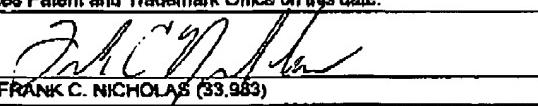
Firm or Individual name	FRANK C. NICHOLAS Registration No 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201
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Signature  Date October 11, 2004

## CERTIFICATE OF FACSIMILE

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Signature	 FRANK C. NICHOLAS (33,983)	Date: October 11, 2004
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Application Number	09/844,395
Filing Date	APRIL 27, 2001
First Named Inventor	STEVEN M FRENCH
Group Art Unit	2116
Examiner	ELAMIN, A. I.

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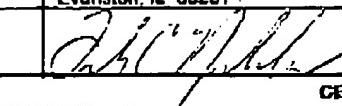
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First Presentation of Multiple Dep. Claim					+\$150=	—		+\$300=
					total add'l fee	\$ 0	total add'l fee	

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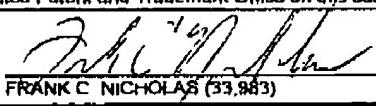
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201
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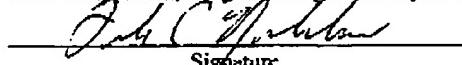
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Name of applicant, assignee or registered representative

  
Signature

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**PATENT**  
**Case No. AUS920010149US1**  
**(9000/27)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of: )  
STEVEN M. FRENCH, ET AL. )      Examiner: ELAMIN, A. I.  
Serial No.: 09/844,395 )  
Filed: APRIL 27, 2001 )      Group Art Unit: 2116  
Title: METHOD AND SYSTEM FOR )  
DELAYED BOOTING OF A TARGET DEVICE )  
IN A NETWORK ENVIRONMENT )

**RESPONSE TO OFFICE ACTION DATED AUGUST 18, 2004**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22202-1450

Dear Sir:

This is a response to a non-final Office Action dated August 18, 2004.